

## **MINUTES**

Thursday, November 17, 2011  
Mammoth Community Water District  
Regular Board Meeting

The Board of Directors convened in session at the hour of 5:35 p.m. No recess was taken; and the meeting was adjourned at 7:45 p.m.

Prepared by:

Linda Jermain  
Executive Assistant

ATTEST:

Gregory J. Norby  
General Manager

**THE REGULAR MEETING** of the Board of Directors of the Mammoth Community Water District held on Thursday, November 17, 2011, at 5:35 p.m.

**A. ROLL CALL**

Board Present:

Director: G. Alper  
Director: T. Cage  
Director: D. Domaille  
Director: E. Henderson  
Director: T. Smith

Staff Present:

General Manager: G. Norby  
District Engineer: J. Pedersen  
Operations Superintendent: K. Schnadt  
Maintenance Superintendent: M. Busby  
Public Relations / Environmental Specialist: I. Yamashita  
Finance Manager: S. Hageman  
Executive Assistant: L. Jermain  
District Counsel: S. Kronick

Staff Absent:

Information Systems Manager: Position Open

Guests Present:

Sharon Clark, TOML Planning Commission  
Brian Tillemans, LA DWP  
Greg Jennison, Contractor

## **B. PUBLIC FORUM**

President Smith opened the public forum.

Sharon Clark addressed the Board asking if there was any information it wished for her to take back to the Planning Commission. President Smith indicated that there was nothing at this time.

President Smith closed the public forum.

## **C. CONSENT AGENDA**

**C-1 Approval of October 2011 Check Disbursements (Springbrook (#45037 - 45161))**  
**C-2 Approval of Minutes from Regular Board Meeting Held on October 20, 2011**

President Smith called for a motion.

### **BOARD ACTION – To Approve the Consent Agenda**

MOVED BY: Director Alper  
SECONDED BY: Director Domaille  
AYES: Directors Alper, Cage, Domaille, Henderson and Smith

## **D. CURRENT BUSINESS**

### **D-1 Results of Recognition Luncheon:**

<b>Keith Weiland</b>	<b>5 years</b>
<b>Angie Parks-Greig</b>	<b>15 years</b>
<b>Marc Hannon</b>	<b>15 years</b>
<b>Len Schouweiler</b>	<b>20 years</b>
<b>Blair Hafner</b>	<b>25 years</b>
<b>Keith Hafner</b>	<b>25 years</b>
<b>Jim Courtois</b>	<b>25 years</b>

President Smith expressed the Board's appreciation and congratulated the honorees for their outstanding service and commitment to the District.

Greg Norby also recognized Linda Jermain's move to working remotely from her home in Washington, and thanked her for all her help and assistance.

### **D-3 Discussion and Possible Direction on Modifying Water Connection Fees for Remodel Projects Involving Increased Meter Size**

John Pedersen explained that District Staff has been exploring ways to address the connection fee financial burden for single-family residential remodel projects that would have to pay the cost of upgrading to a one-inch meter when they are adding fixture units that exceed the threshold for their existing meter. It was proposed that one way to modify the current method of determining meter size, which was approved as part of the connection fee study that was implemented in 2006, is to voluntarily comply with the 2010 California Green Building Standards Code provisions that establish the means of conserving water used indoors, outdoors and in wastewater conveyance. Mr. Pedersen presented two examples of how the calculations would be applied and the corresponding results.

Mr. Pedersen also related the basic request by Craig Tapley in a letter received by the District with regard to increasing the fixture count for a ¾ inch meter or reducing the cost of a 1 inch meter.

After a general discussion of the proposed revisions to the list of policy issues relating to administration of the current connection fees, the Board directed staff to bring back a revised draft policy that would include the following revisions.

- A Smart controller and pressure reducing valve will be required for irrigation systems.
- All toilets and shower heads must be replaced with low-flow units, after which only those fixtures that are needed to meet the count for a ¾ inch meter will need retrofit.

President Smith announced that a break from discussion item D-3 would be taken at this time to allow for the 6:00 p.m. Public Hearing.

## **6:00 P.M. PUBLIC HEARING**

### **Regarding the Intent to Adopt an Urban Water Management Plan**

President Smith opened the public hearing at 6:12 p.m.

Brian Tillemans with the Los Angeles Department of Water and Power, Bishop Office, spoke with respect to the District's Draft 2010 Urban Water Management Plan. He presented a letter expressing LA DWP comments regarding the Plan. No one else commented on the Plan.

President Smith closed the public comment period at 6:17 p.m.

### **D-2 Discussion and Possible Approval of the 2010 Urban Water Management Plan**

Attorney Kronick noted that he had made a couple of minor changes to the document.

President Smith called for a motion.

**BOARD ACTION – To Approve the 2010 Urban Water Management Plan with Minor Changes by District’s Legal Counsel**

MOVED BY: Director Cage  
SECONDED BY: Director Domaille  
AYES: Directors Alper, Cage, Domaille, Henderson and Smith

**At 6:20 p.m. President Smith excused himself from the meeting due to a prior commitment and turned over the gavel to Vice-President Cage.**

**D-3 (Continued)**

After a brief discussion of outdoor irrigation usage, the Board directed staff to bring back a revised draft policy for consideration.

**D-4 Discussion and Possible Approval of Proposed GIS Resources Agreement Between Mono County, Town of Mammoth Lakes, and MCWD**

Greg Norby gave a brief overview of the proposed agreement regarding coordination and cost sharing of GIS technology and resources.

Vice-President Cage called for a motion.

**BOARD ACTION – To Approve the Proposed GIS Resources Agreement Among Mono County, Town of Mammoth Lakes, and MCWD**

MOVED BY: Director Domaille  
SECONDED BY: Director Henderson  
AYES: Directors Alper, Cage, Domaille and Henderson  
ABSENT: Director Smith

**D-5 Discussion and Possible Approval of Resolution No. 11-17-11-14 Regarding the Project Concerning the Mammoth Creek Fishery Bypass Flow Requirements, Watershed Operation Constraints, Point of Measurement and Place of Use**

Attorney Kronick requested that the Board hold this discussion in abeyance pending closed session.

**E. CONSENT AGENDA NO. 2 – MANAGEMENT REPORTS**

- E-1 Operations Superintendent’s Report**
- E-2 Maintenance Superintendent’s Report**
- E-3 Finance Manager’s Report**
- E-4 District Engineer’s Report**

**E-5 Information Systems / Human Resources Department Report**  
**E-6 Public Relations / Environmental Specialist's Report**  
**E-7 General Manager's Report**

Vice-President Cage called for a motion to accept the management reports.

**Board Action – To Approve Consent Agenda No. 2**

MOVED BY: Director Alper  
SECONDED BY: Director Domaille  
AYES: Directors Alper, Cage, Domaille and Henderson  
ABSENT: Director Smith

**F. BOARD MEMBERS' COMMITTEE REPORTS**

**Standing Committees**

Finance Committee\*

Tom Cage  
Gordon Alper

Technical Services\*

Dennis Domaille  
Earl Henderson

District Pension Committee\*

Tom Cage, Representative of the Board

Liaison Committee

Tom Smith  
Earl Henderson

Personnel Committee\*

Tom Smith  
Dennis Domaille

Investment Committee\*

Tom Cage  
Gordon Alper

Joint District-USFS-TOML Liaison Committee\*

Tom Smith  
Earl Henderson

Long-Range Planning Committee

Dennis Domaille  
Gordon Alper

IRWMP Advisory Committee

Tom Smith  
Gordon Alper

Director Cage reported on the Finance Committee meeting. Director Henderson reported on the Technical Services Committee meeting. No other committee meetings were held during the month.

Director Domaille reported on the Personnel (Ad hoc) Committee meeting. Director Cage reported on the Investment and Pension Committee meetings.

\*Committee meetings held during the month.

## **G. ATTORNEY REPORT**

There was no attorney report.

The Board members went into closed session at 7:10 p.m.

## **H. CLOSED SESSION**

### **Conference with Legal Counsel**

Anticipated Litigation

Significant exposure to litigation pursuant to Government Code section 54956.9 (b)

Cases: 2

### **Conference with Legal Counsel:**

Existing litigation pursuant to Government Code section 54956.9 (a)

Name of case: In the Matter of Mammoth Community Water District versus Filtronic, Inc.

Filed with the American Arbitration Association

### **Conference with Legal Counsel:**

Anticipated Litigation

Initiation of Litigation pursuant to Government Code section 54957.9 (c)

Case: 1

### **Public Employee Performance Evaluation – General Manager**

Pursuant to Government Code section 54957

### **Conference with Labor Negotiator:**

Pursuant to Government Code section 54957.6

Unrepresented employee: General Manager

Board Labor Negotiators: Tom Smith, Dennis Domaille

Upon returning to open session at 7:40 p.m., it was reported that a unanimous decision was made with Director Smith absent to accept the payment plan negotiated between the District staff and Filtronic, Inc.

## **D. Current Business (Continued)**

D-6 Discussion and Possible Action Regarding General Manager Compensation

The Board directed Staff to schedule a special meeting of the Board to discuss this item further.

## **I. ADJOURNMENT**

Vice-President Cage adjourned the meeting at 7:45 p.m.